

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAMES E. LANDRY, ET AL.)	
)	
APPLN NO.: 09/413,993)	GROUP ART UNIT: 1796
)	
CONFIRMATION NO.: 2682)	
)	
FILED: OCTOBER 7, 1999)	EXAMINER: ROBERT SELLERS
)	
FLEXIBLE INSULATING MATERIAL)	
AND METHOD OF USE)	

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION TO REVIVE ABANDONED APPLICATION UNDER §1.137(b)

This petition is filed pursuant to 37 CFR §1.137(b) to revive the above abandoned application, in which a Notice of Abandonment was mailed on February 27, 2009. This abandonment occurred because of an unintentional failure to reply to an Office Action mailed on May 23, 2008, a copy of which is enclosed herewith.

The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR §1.137(b) was unintentional.

It is believed that this petition is grantable because it is accompanied by:

- (1) A reply required to the outstanding Office Action mailed on May 23, 2008;
- (2) The petition fee as set forth in § 1.17(m); and
- (3) The above statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional.

To avoid delay in the consideration of the merits of a petition under 37 CFR §1.137(b),

Applicants include the following showing as to how the delay between the date the Applicants were first notified by the Office that the application was abandoned and the filing of a petition under 37 CFR §1.137 was unintentional in a petition under 37 CFR §1.137(b):

Applicants' attorney recommended finding other counsel to handle the application due to the nature of the subject matter of the case. Applicants state that this was difficult due to the shortened time frame for responding to the Office Action, particularly when coupled with the loss of paperwork relating to the application in a fire at their place of business.

Accordingly, revival of the above-identified, unintentionally abandoned application is hereby respectfully solicited.

Respectfully submitted,

/Mary H. Drabnis/

Mary H. Drabnis
Reg. No. 45,909
McGlinchey Stafford PLLC
301 Main Street, 14th Floor
Baton Rouge, LA 70802
Telephone: 225-383-9000
Facsimile: 225-343-3076
Email: mdrabnis@mcglinchey.com

CERTIFICATE OF SUBMISSION

I hereby certify that, in the course of ordinary business, this paper (along with any referred to as being attached or enclosed) is being submitted to the United States Patent and Trademark Office via EFS-Web on the date indicated below.

Date: 23 November 2009

Signed: /Jane L. Hartdegen/
Jane L. Hartdegen